

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>5/27/14</u>

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PAVEL DUROV, <i>et al.</i> , <div style="text-align: center;">Plaintiffs,</div> <div style="text-align: center;">-against-</div> ILYA SHERBOVICH, <i>et al.</i> , <div style="text-align: center;">Defendants. </div>	Case No: 1:14-cv-03063 (LGS) STIPULATION REGARDING TIME TO RESPOND TO COMPLAINT
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WHEREAS plaintiffs Pavel Durov, Telegram Messenger LLP, and Dogged Labs Limited ("Plaintiffs") have sought to serve defendants David Axel Neff, Digital Fortress LLC, Telegram LLC, and Pictograph LLC (collectively, the "Stipulating Defendants") with process in this action; and


WHEREAS counsel for the Stipulating Defendants have agreed to accept service of process on behalf of the Stipulating Defendants;

IT IS STIPULATED AND AGREED that:

- (1) The Stipulating Defendants waive any objection to service;
- (2) The Stipulating Defendants shall have to and including July 3, 2014 to answer, move, or otherwise respond to the Complaint;
- (3) Plaintiffs and the Stipulating Defendants will negotiate a mutually agreeable briefing schedule, and the Stipulating Defendants agree to grant an extension of time to serve opposing papers at least as long as that provided for in paragraph (2) to Plaintiffs, should one or more of the Stipulating Defendants decide to respond to the Complaint with a motion;

- (4) By agreeing to this stipulation, Plaintiffs do not agree that Digital Fortress LLC, Telegram LLC, or Pictograph LLC are entitled to retain counsel or otherwise spend assets without approval from Plaintiffs, and reserve all rights with respect thereto;
- (5) Defendants contend that the preceding reservation of rights is argumentative and not appropriately included in this stipulation;
- (6) This Stipulation may be signed in counterparts, and signatures transmitted by facsimile, email, or other electronic means shall have the same force and effect as original signatures

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Dated: New York, New York
May 23, 2014

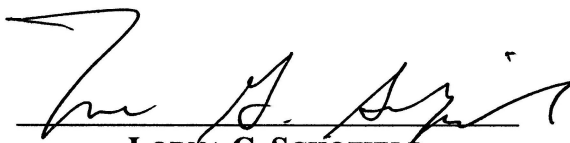
SO ORDERED:



Lorna G. Schofield
United States District Judge

APPLICATION GRANTED IN PART. Defendants shall file a response to the Complaint by July 3, 2014. Should Defendants elect to file a motion to dismiss in lieu of an Answer, the Parties are directed to submit a proposed briefing schedule in accordance with the Court's Individual Rule III.B.4.

Dated: May 27, 2014
New York, New York



LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE